

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 CIAE-00 DODE-00 PM-04 H-01
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FM USMISSION USBERLIN
TO AMEMBASSY BONN IMMEDIATE
INFO SECSTATE WASHDC PRIORITY 3796
AMEMBASSY BERLIN UNN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION NATO

C O N F I D E N T I A L USBERLIN 0131

E.O.11652: GDS
TAGS: PFOR, PGOV, WB, GE, GW, UR
SUBJECT: AGENDA FOR DEMARCHES TO SOVIETS

REFS: A) BONN 659; B) 76 USBERLIN 2364, C) BONN 570

1. SUMMARY: IN LIGHT OF INFORMATION REF A, WE HAVE
SUGGESTED TO ALLIED MISSIONS THAT IT MIGHT BE DESIRABLE
TO BE IN POSITION BY JANUARY 14 OR JANUARY 17 AT LATEST
FOR CHAIRMAN POLAD SIMULTANEOUSLY TO TAKE CARE OF THREE
ITEMS OF BUSINESS WITH SOVIET EMBASSY COUNSELLOR
KHOTULEV: A) DELIVER ALLIED RESPONSE TO SOVIET STATE-
MENT OF NOVEMBER 2 ON POLISH WORKERS AND MALEV EMPLOYEES;
B) DELIVER ALLIED PROTEST ON RECENT GDR INTERFERENCE
WITH GERMAN TRANSIT TRAFFIC; C) EMPHASIZE SERIOUSNESS
OF OUR JANUARY 11 PROTEST IN MOSCOW BY PASSING KHOTULEV
TEXT. WE WOULD HOPE THAT ONE RESULT OF EARLY ACTION
ON THIS PACKAGE WOULD BE TO DEMONSTRATE TO SOVIETS THAT
WE ARE BEING VIGOROUS IN NEW YEAR IN MONITORING SOVIET-
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GDR BEHAVIOR AND INSISTING ON FULL APPLICATION OF QA
AND MAINTENANCE OF OUR RIGHTS AND RESPONSIBILITIES.
THIS MAY BE DESIRABLE WAY TO HINT TO SOVIETS THAT THERE
IS UNAVOIDABLE FALLOUT IN RECENT GDR MEASURES WHILE
AVOIDING PERILS OF MORE EXPLICIT LINKAGE AND MORE
DRAMATIC COUNTERMEASURES DESCRIBED IN BONN GROUP. END
SUMMARY.

2. WE HAVE PROVIDED TEXT OF RESPONSE ON POLISH WORKERS AND MALEV EMPLOYEES TO ALLIED MISSIONS WHICH, ALONG GENERAL LINES OF REF B, PARAS 7-8, WOULD REVIEW FOR SOVIETS VARIOUS WAYS IN WHICH PRIVATE SOVIET AND EAST EUROPEAN CITIZENS CAN STAY IN WESTERN SECTORS A) FOR 31 DAYS OR LESS AND B) FOR MORE THAN 31 DAYS, AND WOULD EXPLAIN THAT VISA REQUIREMENT, WHERE NOT MODIFIED BY BK/O(67)7 OR, IN CASE OF SOVIETS, BY SPECIAL ATO REGIME LAID DOWN IN BK/L(67)15, IS ESTABLISHED BY GERMAN LAWS ADOPTED BY BERLIN AUTHORITIES WITH ALLIED APPROVAL AND PURSUANT TO ESTABLISHED PROCEDURES CONFIRMED BY QA. DRAFT WOULD EXPLAIN THAT WE EXPECT SOVIETS TO DO THEIR PART TO ENSURE THAT PRIVATE SOVIETS AND EASTERN EUROPEAN CITIZENS COMPLY FULLY WITH ALL APPLICABLE LAWS INCLUDING, AS APPROPRIATE, BK/O(67)7, THE ATO VISITOR'S PERMIT REGIME, AND THE GERMAN LAWS, IF THEY WISH TO RESIDE IN WESTERN SECTORS. WE ARE REPEATING TEXT OF DRAFT TO EMBASSY BUT HAVE SUGGESTED TO MISSIONS THAT IN VIEW OF FACT THAT RESPONSE WOULD NOW MERELY RECONFIRM LONG ESTABLISHED POSITION AND THAT THERE WAS NEED FOR SOME SPEED, EACH MISSION MIGHT COORDINATE WITH OWN EMBASSY AS APPROPRIATE WITHOUT SUBMITTING TEXT TO FORMAL BONN GROUP REVIEW PROCEDURE.

3. WE HAVE ALSO SUGGESTED THAT, PROVIDED CAPITALS CONCUR IN OUR PASSING TEXT OF MOSCOW PROTEST TO KHOTULEV, WE COULD TAKE THIS STEP AT SAME TIME CHAIRMAN POLAD DELIVERS BONN GROUP AGREED PROTEST ON RESENT GDR TRANSIT CONFIDENTIAL

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TRAFFIC INTERFERENCE. IF QUICK AGREEMENT CAN BE OBTAINED ON DRAFT STATEMENT ON VISA REQUIREMENTS COMPLEX ALONG LINES DESCRIBED PARA 2 ABOVE, WE MIGHT BE ABLE TO TAKE CARE OF ALL THREE ITEMS JANUARY 14 OR JANUARY 17. THIS WOULD BE SEVERAL DAYS IN ADVANCE OF UK AMBASSADOR WRIGHT'S LUNCHEON WITH ABRASIMOV. CUMULATIVE EFFECT OF THREE ACTIONS MIGHT ALSO SERVE AS INDIRECT BUT POINTED REMINDER OF ALLIED CONCERN OVER RECENT DEVELOPMENTS WHILE AVOIDING DANGERS WHICH BONN GROUP REPS POINTE OUT MIGHT RESULT IF WE ATTEMPTED TO MAKE TOO EXPLICIT A LINKAGE OR TAKE IMMEDIATE ACTION TO CLOSE LOOPHOLE IN BK/O(67)7.

4. WE WOULD APPRECIATE CONFIRMATION THAT, PROVIDED IT IS POSSIBLE TO GET EARLY CONCURRENCE ON VISA REQUIREMENTS STATEMENT AND CAPITALS AGREE TO OUR PASSING KHOTULEV A TEXT OF MOSCOW PROTEST, IT WOULD BE APPROPRIATE TO TRY TO TAKE CARE OF ALL THREE MATTERS AT SAME TIME. DAVIS

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